HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 14580 OF 2007

DATE: 10.07.2007

BETWEEN

1. M.Rajeshwari.

....Petitioner

AND

1. The Sub Registrar, Registration & Stamps Department, Gopalapatnam, Visakhapatnam District.

.... Respondent

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HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 14580 OF 2007

ORDER:

Petitioner seeks a direction to the respondent to receive and register a document pertaining to plot No.65C in Survey No.191/10 and 17 of Adivivaram Village, Visakhapatnam District. It is urged that the respondent cannot refuse to receive the document and he does not have the power to verify or adjudicate upon the title of the vendors.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

In respect of the entire village of Adivivaram, the Government issued a notification in G.O.Ms.No.360, dated 25.08.2000, in exercise of powers under Section 22-A of the Registration Act, as it then existed. It is no doubt true that the said provision was held to be *ultra vires* and the notification issued thereunder was also set aside. However, in the recent past, the Andhra Pradesh State Legislature added Section 22-A to the Registration Act, with a different content, through Act 19 of 2007. Sub-Section (5) thereof re-validates the notification, that was issued under the erstwhile Section 22-A of the

Registration Act. In that view of the matter, unless the petitioner challenges the notification, covering the land, in question, no relief can be granted, at this stage.

Hence, the writ petition is dismissed, leaving it open to the petitioner to work out her remedies, in accordance with law. There shall be no order as to costs.

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10.07.2007

JSU